

IN THE SUPREME COURT OF THE STATE OF TEXAS

Misc. Docket No. 93- 0225

IN THE MATTER OF

Terrey Cobb

ORDER

On this day came on for consideration the Motion for Acceptance of Resignation as Attorney and Counselor at Law of Terrey Cobb together with the Response filed by the Chief Disciplinary Counsel of the State Bar of Texas acting through the Commission for Lawyer Discipline. The Court has reviewed said Motion and the Response and finds each to be legally sufficient. The Court, being advised that such resignation is tendered in lieu of disciplinary action, and being of the opinion that such resignation is in the best interest of the public and of the profession and will meet the ends of justice, hereby concludes that the following Order is appropriate.

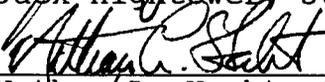
It is ORDERED that the law license of Terrey Cobb heretofore issued by this court, be, and the same is hereby cancelled and revoked and his name be, and is hereby, removed and deleted from the list of persons licensed to practice law in the State of Texas. Receipt of the license and permanent State Bar card issued by this Court to Terrey Cobb is hereby acknowledged.

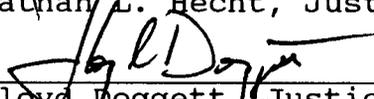
By the Court, en banc, in chambers, this the 2nd day  
of November, 19 93.

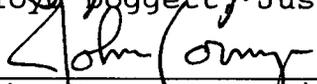
  
Thomas R. Phillips, Chief Justice

  
Raul A. Gonzalez, Justice

  
Jack Hightower, Justice

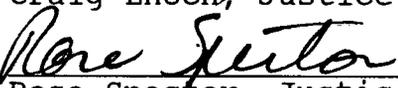
  
Nathan L. Hecht, Justice

  
Lloyd Doggett, Justice

  
John Cornyn, Justice

  
Bob Gammage, Justice

  
Craig Enoch, Justice

  
Rose Spector, Justice

04444100  
Attorney's Bar Card Number

Misc. Docket No. 93 - 0225

CF6-19A.pri

IN THE SUPREME COURT OF TEXAS  
RESPONSE TO ACCEPTANCE OF RESIGNATION AS  
ATTORNEY AND COUNSELOR AT LAW

OF

TERREY COBB

TO THE HONORABLE SUPREME COURT OF TEXAS:

The Commission for Lawyer Discipline ("Commission") moves the Court to accept the Resignation as Attorney and Counselor at Law of Terrey Cobb, showing the Court that:

I.

On the 31st day of August, 1993, Terrey Cobb voluntarily executed a Motion for Acceptance of Resignation as Attorney and Counselor at Law. The Commission hereby concurs in such motion. Acceptance of such resignation in lieu of disciplinary action will protect the public.

II.

In connection with such resignation, the Commission states the following findings of facts:

1) In 1991 the Respondent was retained by R.B. Ethridge, (hereinafter referred to as "Ethridge") to file an appeal brief in a criminal matter in which Ethridge was named as a Defendant. The Respondent accepted \$3,000.00 (Three thousand dollars) as payment for his services.

The Respondent failed to file the appeal brief and failed to communicate with Ethridge, thereby engaging in professional misconduct.

Such actions and/or omissions on the part of Respondent as are described hereinabove which occurred on or after January 1, 1990, constitute conduct violative of Rules 1.01 (b) (1), 1.01 (b) (2).

2) By letter dated June 24, 1993, the grievance committee for State Bar District 09A urged the Respondent to provide information in response to a complaint presented against him by Ethridge, which complaint was brought to the attention of the General Counsel/Chief Disciplinary Counsel of the State Bar of Texas by the filing of the complaint with the State Bar of Texas on or about June 15, 1993. The Respondent neglected, failed and/or refused to timely furnish the information requested by said committee in said letter in connection with its investigation and processing of Ethridge's complaint or to assert the grounds for failure to do so.

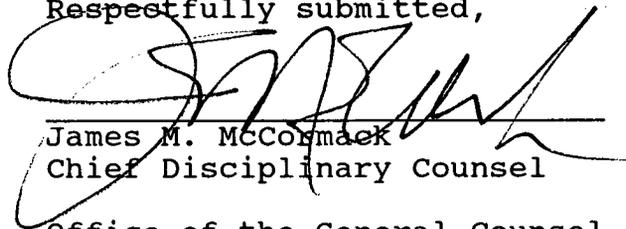
Such actions and/or omissions on the part of Respondent as are described hereinabove which occurred on or after January 1, 1990, constitute conduct violative of Rules 8.01 (b).

### III.

Based on the foregoing findings of fact, the Commission concludes that as matter of law that the Respondent committed professional misconduct by violating the Texas Disciplinary Rules of Professional Conduct, Rules 1.01 (b) (1), 1.01 (b) (2), and 8.01 (b) of the Texas Disciplinary Rules of Professional Conduct.

The Commission prays that the Court accept the resignation as an Attorney and Counselor at Law of Terrey Cobb and drop his name from the list of persons licensed to practice law in the State of Texas.

Respectfully submitted,

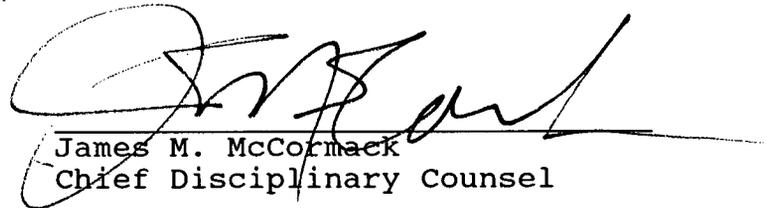


James M. McCormack  
Chief Disciplinary Counsel

Office of the General Counsel  
State Bar of Texas  
P. O. Box 12487  
Capitol Station  
Austin, Texas 78711  
(512) 463-1463

#### CERTIFICATE OF SERVICE

This is to certify that the Response of the Chief Disciplinary Counsel to the Resignation of Terrey Cobb has been served on Terrey Cobb at 505 West 38th Street, Austin, Texas, via Certified Mail #P188958515 on September 17, 1993.



James M. McCormack  
Chief Disciplinary Counsel

IN THE SUPREME COURT OF TEXAS  
RESPONSE TO ACCEPTANCE OF RESIGNATION AS  
ATTORNEY AND COUNSELOR AT LAW

OF

TERREY COBB,

TO THE HONORABLE SUPREME COURT OF TEXAS:

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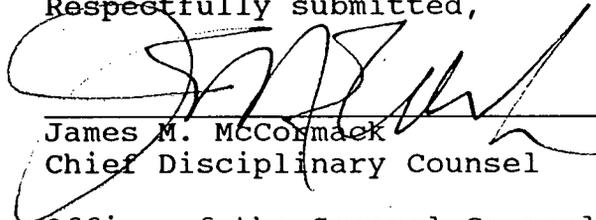
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The Commission prays that the Court accept the resignation as an Attorney and Counselor at Law of Terrey Cobb and drop his name from the list of persons licensed to practice law in the State of Texas.

Respectfully submitted,

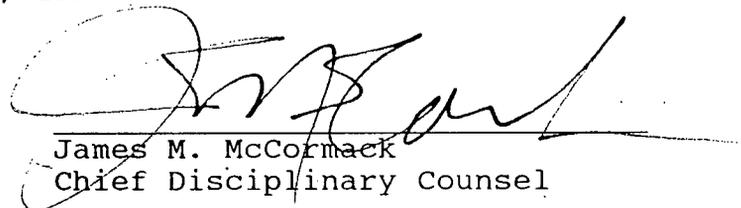


James M. McCormack  
Chief Disciplinary Counsel

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State Bar of Texas  
P. O. Box 12487  
Capitol Station  
Austin, Texas 78711  
(512) 463-1463

#### CERTIFICATE OF SERVICE

This is to certify that the Response of the Chief Disciplinary Counsel to the Resignation of Terrey Cobb has been served on Terrey Cobb at 505 West 38th Street, Austin, Texas, via Certified Mail #P188958515 on September 17, 1993.



James M. McCormack  
Chief Disciplinary Counsel

IN THE SUPREME COURT OF TEXAS  
MOTION FOR ACCEPTANCE OF RESIGNATION AS  
ATTORNEY AND COUNSELOR AT LAW

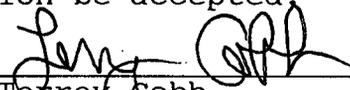
OF

Terrey Cobb

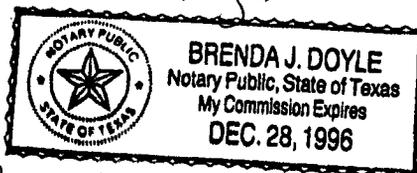
NOW COMES your Applicant, Terrey Cobb, and hereby resigns as an Attorney and Counselor at Law in the State of Texas; and hereby submits to the Court his resignation as an Attorney and Counselor at Law; and prays that the Court accept said resignation.

Attached hereto is the License and permanent State Bar card issued by this Court to the Applicant, Terrey Cobb, as an Attorney and Counselor at Law. Said License and permanent State Bar card are hereby surrendered by the Applicant.

Your applicant is voluntarily resigning and withdrawing from the practice of law; Applicant does so in lieu of discipline for professional misconduct; and Applicant prays that his name be dropped and deleted from the list of persons licensed to practice law in Texas; and that his resignation be accepted.

  
\_\_\_\_\_  
Terrey Cobb  
04444100

SUBSCRIBED AND SWORN to before me by the said Terrey Cobb this the 31<sup>st</sup> day of August, 1993.



  
\_\_\_\_\_  
NOTARY PUBLIC in and for  
the State of Texas

Terrey Cobb  
505 West 38th Street  
Austin, Texas 78705  
CF6-17.PRI

**TERREY COBB**  
Attorney at Law

**505 W. 38th Street**  
**Austin, Texas 78705**

**Ph. (512) 454-7781**

Dear Ms. Blake,

Enclosed is my resignation and license, I apologize for the bulkiness of the license but I could not remove it from the cardboard backing. The bar card is not enclosed because it was dropped off to the Clerk of the Supreme Court on Aug. 11, 1993, along with the letter which you had been given previously.

- Terrey Cobb

# STATE BAR OF TEXAS



Office of the General Counsel

October 15, 1993

John Adams, Clerk  
Supreme Court of Texas  
201 W. 14th St., Room 104  
Austin, Texas 78701

Re: Terrey Cobb

Dear Mr. Adams:

As of this date, the attorney has made no attempt to withdraw the Motion for Acceptance of Resignation. Therefore, pursuant to Part X of the Texas Rules of Disciplinary Procedure, the detailed statement of professional misconduct is deemed to have been conclusively established for all purposes.

I will appreciate your bringing this to the Court's attention. Please return a fully executed copy of the Order which was delivered to your office on September 21st, at your earliest convenience.

Sincerely,

A handwritten signature in cursive script that reads "Sylvia L. Blake".

Sylvia L. Blake  
Regional Counsel  
Office of the General Counsel  
State Bar of Texas

CF3-24RA.PRI

# STATE BAR OF TEXAS



Office of the General Counsel

September 21, 1993

John Adams, Clerk  
Supreme Court of Texas  
Supreme Court Building  
P. O. Box 12248  
Austin, Texas 78711

Re: Resignation of Terrey Cobb, Bar Card No. 04444100

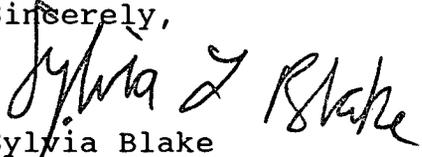
Dear Mr. Adams:

Pursuant to Part X of the Texas Rules of Disciplinary Procedure, please find enclosed herewith the following:

- 1) Original and one (1) copy of Proposed Order for review and entry by the court accepting the resignation of Terrey Cobb as attorney and Counselor at Law.

Mr. Cobb's motion for Acceptance of Resgination, Response of the Chief of Disciplinary Counsel and Mr. Cobb's law license were delivered to your office on Friday, September 17, 1993.

Sincerely,

  
Sylvia Blake  
Regional Counsel  
Office of the General Counsel  
State Bar of Texas

# STATE BAR OF TEXAS



Office of the General Counsel

HAND DELIVERED

September 17, 1993

John Adams, Clerk  
Supreme Court of Texas  
201 W. 14th St., Room 104  
Austin, Texas 78701

Re: Terrey Cobb

Dear Mr. Adams:

Pursuant to Part X of the Texas Rules of Disciplinary Procedure, please find enclosed herewith the following:

- (1) Original executed Motion for Acceptance of Resignation as Attorney and Counselor at Law for the above referenced attorney;
- (2) Original and two (2) copies of the Response of the Chief Disciplinary Counsel to Motion for Acceptance of Resignation as Attorney and Counselor at Law for the above referenced attorney; and
- (3) Permanent State Bar Card has already been submitted to the Supreme Court by the Respondent.
- (4) Law License

I will appreciate your bringing this to the Court's attention. Please return a file stamped copy of the Response to our office at your earliest convenience.

Sincerely,

A handwritten signature in cursive script that reads "Sylvia L. Blake".

Sylvia L. Blake  
Regional Counsel  
Office of the General Counsel  
State Bar of Texas  
Enclosure  
CF3-24R.PRI